

Second  
advertisement.

Bond from  
successful bidder.

Payments for  
parts of work.

Repairs may be  
made by hired  
labor.

Commissioners  
may purchase  
equipment.

Superintendent to  
take material.

Proviso: nothing  
to be taken from  
cleared or fenced  
lands.

too high and await such period as they deem wise before again advertising. After such second advertisement, if the bids proposed are not satisfactory to the county commissioners, they may provide for the building of the said public roads in such manner as to them may seem best. When any bids are received at prices which will secure roads acceptably built for the cost per mile then a sufficient bond shall be required of the bidder or bidders as shall safeguard the loss or breakage or damage sustained (except actual wear) to any material, implement, road, machine, engine, wagon, animal or anything that may be furnished said bidder or bidders by the county under the supervision of the road superintendent. Payments made on work before any section of road contracted for is completed and accepted shall in no case be for more than nine-tenths of the value of work actually done as estimated and approved by the county road superintendent. The said county road superintendent shall personally see to it that all stumps and roots are removed from any road contracted for before it is crowned or top soiled. Different sections of road being worked at the same time shall not be so far apart that the superintendent cannot conveniently observe such construction and all completed sections of road must be approved by the county superintendent of roads and the county commissioners before final settlements are made: *Provided*, that for repairing roads already built said superintendent of roads, with the approval of the county commissioners, may hire such labor and teams as may be necessary for dragging, filling ruts, and other repairs necessary to keep the roads in good condition. The county commissioners shall use such amount of said funds provided for in this act as may be needed to purchase necessary, most beneficial, and effective material, implements, and machinery, teams or motive power as said superintendent of roads would recommend as most economical for the use on said roads.

SEC. 8. That for the purpose of carrying out the provisions of this act the said superintendent of roads after first consulting the owner or agent of the land from which said material for repairing roads may be gotten, are hereby authorized to enter upon any lands near to or adjoining any public roads, to cut and carry away timber, except trees or groves on improved land planted or left for ornament or shade; to dig or cause to be dug and carried away any gravel (*Provided, however*, no gravel shall be taken from any cleared or fenced lands), sand, clay, or stone which may be necessary to construct, improve, or repair said roads; to enter on any land adjoining or lying near the road in order to make such drains or ditches through the same as he may deem necessary for the betterment of the road, doing as little injury to said lands or timber or improvements thereon as the nature of the case and the public good will permit; and the